

Honorable Benjamin H. Settle

UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WASHINGTON
AT TACOMA

JAMES W. DUNN, a single person,

Plaintiff,

vs.

PIERCE COUNTY, et al.,

Defendants.

NO. 3:16-cv-05148-BHS

STIPULATION AND PROPOSED
ORDER EXTENDING PRETRIAL
DEADLINES

Noted on Motion Docket: 12/19/2016

I. STIPULATION

The parties, through their undersigned counsel of record, respectfully submit this stipulation and proposed order seeking extension of the pretrial deadline for discovery completion in this matter. The parties have not previously sought an extension in this case. This is a civil rights case.

A deposition of the Plaintiff was scheduled for December 14, 2016, at 10:00 a.m. at the offices of Plaintiff's counsel. Plaintiff failed to appear for the deposition. With Plaintiff still not present at 10:30 a.m., the deposition was therefore canceled.

Rather than contest motions for sanctions, etc., the parties would prefer to work together to resolve the matter by having the defense take the Plaintiff's deposition. However,

the deadline for completion of discovery is currently scheduled for Monday, December 19, 2016, which will not permit the parties sufficient time to attempt to reschedule the deposition. For that reason, the parties seek an extension of the discovery completion deadline by 12 days until December 31, 2016. During the extended discovery period, the conduct of discovery by the parties would be limited to taking the deposition of Plaintiff, and any necessary additional follow-up related to that deposition.

Therefore, the parties stipulate and request that the Court extend the following pretrial deadline:

ACTIVITY	CURRENT DEADLINE	REQUESTED EXTENSION
Discovery COMPLETED by	December 19, 2016	December 31, 2017

The parties are **not** seeking an extension of the trial date or any other dates in the Court's July 1, 2016, minute order.

STIPULATED TO this 16th day of December, 2016.

MARK LINDQUIST
Prosecuting Attorney

BLADO | KIGER | BOLAN, P.S.

/s/ STEPHEN D. TRINEN
STEPHEN D. TRINEN, WSBA #30925
Pierce County Prosecutor / Civil
955 Tacoma Avenue South, Suite 301
Tacoma, WA 98402-2160
Ph: 253-798-7303 / Fax: 253-798-6713
E-mail: strinen@co.pierce.wa.us
Attorney for Defendants

/s/ Douglas N. Kiger
DOUGLAS N. KIGER, WSBA #26211
Attorney at Law
4717 South 19th Street, Suite 109
Tacoma, WA 98405
Ph: 253-272-2997 / Fax: 253-627-6252
Email: doug@bkb-law.com

/s/ Jonathan W. Blado
JONATHAN W. BLADO, WSBA #7813
Attorney at Law
4717 South 19th Street, Suite 109
Tacoma, WA 98405
Ph: 253-272-2997 / Fax: 253-627-6252
Email: jon@bkb-law.com
Attorneys for Plaintiff

II. ORDER

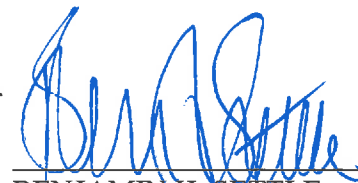
Based on the foregoing stipulation, the Court orders that the discovery completion date be rescheduled and the new case schedule is as follows:

ACTIVITY	DATE
SEVEN DAY JURY TRIAL set for 09:00 AM	April 18, 2017
Deadline for the FILING of any motion to join parties	August 1, 2016
Deadline for amending pleadings	August 11, 2016
Disclosure of expert testimony under FRCP 26(a)(2)	October 11, 2016
All motions related to discovery must be FILED by	November 21, 2016
Discovery COMPLETED by	December 31, 2016
All dispositive motions must be FILED by	January 18, 2016
Motions in limine should be FILED by the date in the right hand column. Pursuant to Local Rule CR 7(d)(4), all motions in limine SHALL be filed as ONE motion and SHALL be NOTED on the motions calendar no earlier than the third Friday after filing. Any response SHALL be filed no later than the Monday before the noting date. No reply papers shall be filed.	March 13, 2017
Agreed pretrial order FILED with the Court by	March 27, 2017
Pretrial conference will be HELD at 02:30 PM on (COUNSEL SHALL REPORT TO COURTROOM E)	April 3, 2017
Trial briefs, proposed voir dire, jury instructions, agreed neutral statement of the case and deposition designations due	March 28, 2017

During the extended discovery period, the conduct of discovery by the parties is limited to taking the deposition of Plaintiff, and any additional follow-up related to that deposition.

All other provisions of the July 1, 2016, Order Setting Jury Trial and Pretrial Dates remain in effect.

DATED this 19 day of December, 2016.


BENJAMIN H. SETTLE
U.S. District Judge

1 Presented by:

Approved as to Form and Content:

2 MARK LINDQUIST
3 Prosecuting Attorney

BLADO | KIGER | BOLAN, P.S.

4 s/ STEPHEN D. TRINEN
5 STEPHEN D. TRINEN, WSBA #30925
6 Pierce County Prosecutor / Civil
7 955 Tacoma Avenue South, Suite 301
8 Tacoma, WA 98402-2160
Ph: 253-798-7303 / Fax: 253-798-6713
E-mail: strinen@co.pierce.wa.us
Attorney for Defendants

/s/ Douglas N. Kiger
DOUGLAS N. KIGER, WSBA #26211
Attorney at Law
4717 South 19th Street, Suite 109
Tacoma, WA 98405
Ph: 253-272-2997 / Fax: 253-627-6252
Email: doug@bkb-law.com

/s/ Jonathan W. Blado
JONATHAN W. BLADO, WSBA #7813
Attorney at Law
4717 South 19th Street, Suite 109
Tacoma, WA 98405
Ph: 253-272-2997 / Fax: 253-627-6252
Email: jon@bkb-law.com
Attorneys for Plaintiff

14 CERTIFICATE OF SERVICE

15 On December 19, 2016, I hereby certify that I electronically filed the foregoing
16 STIPULATION AND PROPOSED ORDER EXTENDING PRETRIAL DEADLINES with
17 the Clerk of the Court using the CM/ECF system which will send notification of such filing to
the following:

- 18 • **Jonathan W. Blado:** jon@bkb-law.com, jeanine@bkb-law.com
- 19 • **Douglas N Kiger:** Doug@bkb-law.com, heather@bkb-law.com

20 s/ CHRISTINA SMITH
21 CHRISTINA SMITH
22 Legal Assistant
23 Pierce County Prosecutor's Office
24 Civil Division, Suite 301
25 955 Tacoma Avenue South
Tacoma, WA 98402-2160
Ph: 253-798-7732 / Fax: 253-798-6713